

MINUTES

UTAH PHYSICAL THERAPY BOARD MEETING

September 25, 2007

**Room 402 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:10 A.M.

ADJOURNED: 11:00 A.M.

Bureau Manager:
Board Secretary:

Noel Taxin
Karen McCall

Board Members Present:

Edmund L. Sperry
Margo Jones Brady
J. Trent Casper
Mark A. Anderson, Chairperson

Board Members Absent:

Misha Bradford

Guests:

Kim Reid, President Utah Chapter of Physical
Therapy Association

DOPL Staff Present:

David Stanley, Division Director

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Swearing in of J. Trent Casper as a Board
Member

Ms. Taxin conducted the swearing in of Mr. Casper.
Board members welcomed Mr. Casper.

MINUTES:

The minutes from the June 20, 2007 meeting were
read.

Mr. Sperry made a motion to approve the minutes as
read. Mr. Casper seconded the motion. **The Board
vote was unanimous.**

APPOINTMENTS:

9:20 A.M.

Review Proposed Law Changes

Mr. Reid reviewed the proposed Law changes with the
Board.

Ms. Taxin requested Mr. Reid to review the proposed Global Definition of Levels of Supervision and to incorporate the definitions into the proposed Law as he and the Association refine the proposed Law.

The Board made additional recommendations to Mr. Reid.

Mr. Reid thanked the Board for their input and stated that the proposed Law will probably not be ready until the 2009 Legislative Session. He stated that he will meet with the Board at a later date for another review.

DISCUSSION ITEMS:

Proposed Global Definition of Levels of Supervision

Ms. Taxin requested Mr. Stanley to address the Global Supervision.

Mr. Stanley explained to the Board that the Legislative Committee has assigned him to discuss the levels of supervision with each Board as there is not a global definition of supervision and supervising. He stated that the word supervision means different things to different professions. Mr. Stanley stated that the Legislative Committee has written 3 proposed definitions for supervision. He stated that his review of the proposed Law appears to address General Supervision as outlined in the Global Definitions.

Upon completing the review of the Global Definitions of Supervision, Mr. Casper made a motion to accept the Global Definitions as addressed in the document and will incorporate the definitions in their proposed Rules with possible modifications.

Ms. Jones Brady seconded the motion.

The Board vote was unanimous.

Endorsement Applicants who do not have a Social Security Number

Ms. Taxin explained that Mr. Anderson had brought up the issue of people from the Philippines being hired for positions in the U.S. She stated that these people call the Division to request the social security number

requirement be waived and/or they request us to write a letter to the Philippine government to verify that they meet qualifications for licensure. Ms. Taxin stated that she cannot write a letter to verify these people meet requirements to sit for the NPTE. She stated that it puts Utah a risk as a background check, if needed, cannot be obtained without the social security number. Ms. Taxin stated that she does not want the liability for foreign educated applicants. She stated that it is a concern to her that people call and say they represent foreign individuals who have signed all rights over in order to conduct their business and get them licensed.

Mr. Anderson stated that there are some States who will allow foreign applicants to take the examination so they are able to obtain employment and get their social security number. He stated that the question is can Utah help with the process or applying for the Visa so those from the Philippines can get their social security number.

In regard to the Philippines, Mr. Anderson stated that there have been issues with testing security. Mr. Anderson stated that there were 20 students in the US who had their Physical Therapy licenses pulled as they had cheated on the NPTE. Mr. Anderson stated that there are portals available for foreign applicants to obtain their social security numbers.

Mr. Sperry and Ms. Jones Brady commented that they believe the Board needs to continue to protect the public.

Ms. Jones Brady stated that Utah has to establish a standard for foreign applicants. She stated that all U.S. citizens are required to document specific information and foreign applicants should also be required to go through that same process.

Ms. Taxin read a letter she received from Maryland regarding allowing foreign applicants to sit for the NPTE. She stated that she and the Board are required to protect the public and approving an applicant to sit for an examination. She stated that providing verification to the Government of approval of the

applicant's background without verification is a safety risk and a questionable process. Ms. Taxin stated that all applicants will be required to document their social security number prior to approval to sit for the NPTE.

Reports from Ms. Taxin and Mr. Anderson on the FSBPT Conference

Ms. Taxin stated that she and Mr. Anderson have touched on a few items from the FSBT meetings.

Mr. Anderson commented that FSBPT will fund a Board member and the Board administrator and a third person to attend their conferences. He suggested the Board find another person to attend.

Ms. Taxin explained that the attendance should be open to Board members only as there is a liability involved as the State will insure Board members in case there is a problem. She stated that others would not be insured by the State. She also noted that the other person would be representing the State which may be a conflict.

Ms. Taxin stated that there were some important issues discussed that are concerns across the country. She offered the conference booklet to anyone who would like to review it.

Mr. Sperry commented that he has been involved in several different Boards and it is a tremendous value for Board members to attend their national conferences.

2008 Board Meeting Schedule

Ms. Taxin reviewed the 2008 Board meeting schedule with the Board. She stated that it might be necessary to schedule a few more meetings to review the proposed Law and for possible probationer interviews.

The Board noted the information.

The Board noted the following dates for the 2008 Board meetings: April 1 and October 29, 2008.

NEXT MEETING SCHEDULED FOR:

April 1, 2008

ADJOURN:

The time is 11:00 am and the meeting is adjourned.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

November 29, 2007
Date Approved

(ss) Mark A. Anderson
Chairperson, Utah Physical Therapy Licensing Board

October 6, 2007
Date Approved

(ss) Noel Taxin
Bureau Manager, Division of Occupational &
Professional Licensing